

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

TONY B. GASKINS

CIVIL ACTION NO. 05-CV-10858-GAO

Plaintiff,

vs.

UMASS CORRECTIONAL
HEALTH SERVICES, ET AL.

Defendants.

**DEFENDANT NOLAN, MITCHELL AND MARTIN'S MOTION TO DISMISS
AND/OR MOTION FOR SUMMARY JUDGMENT**

Defendants David Nolan, Lisa Mitchell and Susan Martin, for the reasons set forth in the accompanying memorandum of law and exhibits, hereby move to dismiss plaintiff's Complaint pursuant to Fed. R.Civ.P. 12(b)(6). In the alternative, the aforesaid defendants move that summary judgment enter in their favor as provided by Fed.R.Civ.P. 56.

Dated: July 27, 2004

Respectfully submitted,

NANCY ANKERS WHITE
Special Assistant Attorney General

/s/ Jody T. Adams

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CERTIFICATE OF SERVICE

I hereby certify that on this date a true copy of the above document was served on plaintiff (pro se) via first class mail.

/s/ Jody T. Adams

Dated: July 27, 2005

Jody T. Adams, Counsel